

IN THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MARYLAND, NORTHERN DIVISION

FLUXO-CANE OVERSEAS LTD.,

Plaintiff,

v.

E.D. & F. MAN SUGAR INC.,

Defendant.

CIVIL NO.: WDQ-08-356

* * * * *

ORDER

For the reasons discussed in the accompanying Memorandum Opinion, it is, this 24th day of February, 2009, ORDERED that:

1. Fluxo-Cane's motion for summary judgment (Paper No. 30) BE and HEREBY IS, DENIED;
2. Man Sugar's motion for summary judgment (Paper No. 39) BE and HEREBY IS, GRANTED on Count I (conversion) and DENIED on Count II (breach of contract);
3. Fluxo-Cane's motion for leave to file surreply (Paper No. 42) BE and HEREBY IS, DENIED;
4. Man Sugar's motion for leave to amend its cross motion for summary judgment (Paper No. 47) BE and HEREBY IS, GRANTED;
5. The Clerk of the Court shall send copies of this Memorandum Opinion and Order to counsel for the parties.

/s/
William D. Quarles, Jr.
United States District Judge